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# UTILITY PATENT APPLICATION TRANSMITTAL

(Only for new nonprovisional applications under 37 CFR 1.53(b))

Attorney Docket No.	112674 CON
First Inventor	Michael B. Jones
Title	SYSTEM AND METHOD FOR PROVIDING DYNAMIC BANDWIDTH

Express Mail Label No.

**APPLICATION ELEMENTS**

See MPEP chapter 600 concerning utility patent application contents.

1.  Fee Transmittal Form (e.g., PTO/SB/17)  
(Submit an original and a duplicate for processing)
2.  Applicant claims small entity status.  
See 37 CFR 1.27.
3.  Specification [Total Pages 13]
- (Preferred arrangement set forth below)
- Descriptive title of the invention
  - Cross Reference to Related Applications
  - Statement Regarding Fed sponsored R & D
  - Reference to sequence listing, a table, or a computer program listing appendix
  - Background of the Invention
  - Brief Summary of the Invention
  - Brief Description of the Drawings (if filed)
  - Detailed Description
  - Claim(s)
  - Abstract of the Disclosure
4.  Drawing(s) (35 U.S.C. 113) [ Total Sheets 2 ]
5. Oath or Declaration [ Total Pages ]
- a.  Newly executed (original or copy)
- b.  Copy from a prior application (37 CFR 1.63 (d))  
(for continuation/divisional with Box 18 completed)
- i.  **DELETION OF INVENTOR(S)**  
Signed statement attached deleting inventor(s)  
named in the prior application, see 37 CFR  
1.63(d)(2) and 1.33(b).
6.  Application Data Sheet. See 37 CFR 1.76

**ADDRESS TO:** Assistant Commissioner for Patents  
Box Patent Application  
Washington, DC 20231

7.  CD-ROM or CD-R in duplicate, large table or Computer Program (Appendix)
8. Nucleotide and/or Amino Acid Sequence Submission  
(if applicable, all necessary)
- a.  Computer Readable Form (CRF)
- b. Specification Sequence Listing on:
  - i.  CD-ROM or CD-R (2 copies); or
  - ii.  paper
- c.  Statements verifying identity of above copies

1691 US PTO  
07/09/2003  
1024615508

**ACCOMPANYING APPLICATION PARTS**

9.  Assignment Papers (cover sheet & document(s))
10.  37 CFR 3.73(b) Statement  Power of  
(when there is an assignee)  Attorney
11.  English Translation Document (if applicable)
12.  Information Disclosure Statement (IDS)/PTO-1449  Copies of IDS  
Citations
13.  Preliminary Amendment
14.  Return Receipt Postcard (MPEP 503)  
(Should be specifically itemized)
15.  Certified Copy of Priority Document(s)  
(if foreign priority is claimed)
16.  Nonpublication Request under 35 U.S.C. 122  
(b)(2)(B)(i). Applicant must attach form PTO/SB/35  
or its equivalent.
17.  Other: \_\_\_\_\_

18. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below and in a preliminary amendment, or in an Application Data Sheet under 37 CFR 1.76.

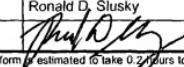
Continuation  Divisional  Continuation-in-part (CIP) of prior application No. 09 / 189,201

Prior application information: Examiner: Min Jung Group Art Unit: 2663

For CONTINUATION OR DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Box 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

**19. CORRESPONDENCE ADDRESS**

<input checked="" type="checkbox"/> Customer Number or Bar Code Label	266521 (Insert Customer No. or Attach bar code label here)			<input type="checkbox"/> Correspondence address below
Name	Samuel H. Dworetzky			
Address	AT&T Corp PO Box 4110			
City	Middletown	State	N.J.	Zip Code 07748
Country	U.S.A.	Telephone		Fax 732-368-6932

Name (Print/Type)	Ronald D. Slusky	Registration No. (Attorney/Agent)	26585
Signature			
Date	7/7/03		

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Box Patent Application, Washington, DC 20231.

**FEES TRANSMITTAL**

Patent Fees are subject to annual revision.

<b>TOTAL AMOUNT OF PAYMENT</b>	<b>\$750</b>	<b>Application Number</b>	N/A
		<b>Filing Date</b>	N/A
		<b>First Named Inventor</b>	Michael B. Jones
		<b>Examiner Name</b>	N/A
		<b>Group/Art Unit</b>	N/A
		<b>Attorney Docket No.</b>	112674 CON

**METHOD OF PAYMENT**

1. The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to:

Deposit Account Number 502186  
 Deposit Account Name Ronald D. Slusky, Atty at Law

Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17       Charge the Issue Fee Set in 37 CFR 1.18 at the Mailing Date of the Notice of Allowance

**FEE CALCULATION****1. FILING FEE**

Large Fee Code	Entity Fee(\$)	Fee Description	Fee Paid
101	750	Utility(37CFR 1.53(b)) / CPA(37CFR 1.53(d)) Filing Fee	750
106	330	Design Filing Fee	
108	740	Reissue Filing Fee	
114	160	Provisional Filing Fee	

**SUBTOTAL (1)**

<b>2. CLAIMS</b>	<input type="checkbox"/> Filing Under 37CFR 1.53 (b)
	<input type="checkbox"/> CPA Under 37CFR 1.53 (d)
	<input type="checkbox"/> Amendment

Extra Claims	Fee	Fee Paid
Total 6 - 20 = 0	X	=
Ind. 2 - 3 = 0	X	=

Multiple Dependent Claims

Large Fee Code	Entity Fee(\$)	Fee Description

\*\* or number previously paid, if greater, for Reissues, see above

**SUBTOTAL (2)****750****FEE CALCULATION (continued)**

3. ADDITIONAL FEES			
Large Fee Code	Entity Fee(\$)	Fee Description	Fee Paid
105	130	Surcharge - late filing fee or oath	
127	50	Surcharge - late provisional filing fee or cover sheet	
139	130	Non-English specification	
147	2520	For filing a request for reexamination	
112*	920	Requesting publication of SIR prior to Examiner action	
113*	1840	Requesting publication of SIR after Examiner action	
115	110	Extension for reply within first month	
116	400	Extension for reply within second month	
117	920	Extension for reply within third month	
118	1440	Extension for reply within fourth month	
128	1960	Extension for reply within fifth month	
119	320	Notice of Appeal	
120	320	Filing a brief in support of an appeal	
121	280	Request for oral hearing	
195	300	Publication fee	
140	110	Petition to revive – unavoidable	
141	1260	Petition to revive – unintentional	
142	1260	Utility issue fee (or reissue)	
143	460	Design issue fee	
122	130	Petitions to the Commissioner	
123	50	Petitions related to provisional applications	
126	180	Submission of Information Disclosure Statement	
581	40	Recording each patent assignment per property (times number of properties)	
146	740	Filing a submission after final rejection (37 CFR 1.129(a))	
149	740	For each additional invention to be examined (37 CFR 1.129(b))	
179	740	Request for Continued Examination (RCE)	
169	900	Request for expedited exam of a design application	

Other fee (specify):

**SUBTOTAL(3)****SUBMITTED BY**

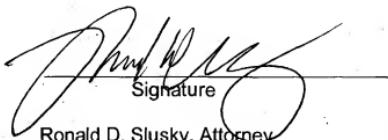
Typed or Printed Name	Ronald D. Slusky	Complete (if applicable)
Signature		Reg. Number 26585

SEND TO: Commissioner for Patents, Washington, D.C. 20231

<b>REQUEST AND CERTIFICATION UNDER 35 U.S.C. 122(b)(2)(B)(i)</b>	First Named Inventor	Michael B. Jones
	Title	SYSTEM AND METHOD FOR PROVIDING DYNAMIC BANDWIDTH.
	Atty Docket Number	112674 CON

I hereby certify that the invention disclosed in the attached application has not and will not be the subject of an application filed in another country, or under a multilateral agreement, that requires publication at eighteen months after filing. I hereby request that the attached application not be published under 35 U.S.C. 122(b).

7/7/03  
\_\_\_\_\_  
Date

  
\_\_\_\_\_  
Signature

Ronald D. Slusky, Attorney  
Reg. No. 26585

This request must be signed in compliance with 37 CFR 1.33(b) and submitted with the application **upon filing**.

Applicant may rescind this non-publication request at any time. If applicant rescinds a request that an application not be published under 35 U.S.C. 122(b), the application will be scheduled for publication at eighteen months from the earliest claimed filing date for which a benefit is claimed.

If applicant subsequently files an application directed to the invention disclosed in the attached application in another country, or under a multilateral international agreement, that requires publication of applications eighteen months after filing, the applicant **must** notify the United States Patent and Trademark Office of such filing within forty-five (45) days after the date of the filing of such foreign or international application. **Failure to do so will result in abandonment of this application (35 U.S.C. 122(b)(2)(B)(iii)).**